

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

ANDRE J. CLAYBORN,

Plaintiff,

V.

## DEPARTMENT OF CORRECTIONS,

Defendant.

Case No. C05-5304RBL

ORDER DENYING  
APPLICATION TO PROCEED *IN  
FORMA PAUPERIS*

The Court, having reviewed the report and recommendation, plaintiff's application to proceed *in forma pauperis* and the remaining record, hereby finds and ORDERS:

- (1) the Magistrate Judge's report and recommendation is approved and adopted;
- (2) plaintiff's application to proceed *in forma pauperis* is DENIED.
- (3) plaintiff shall pay the required filing fee (\$250.00) to the Clerk of the Court within 30 days of this Order, otherwise this action will be dismissed.
- (4) the Clerk is directed to send copies of this Order to plaintiff and any other party that has participated in this action.

DATED this 7<sup>th</sup> day of October, 2005.

Ronald B. Leighton  
RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE